

**CITY COUNCIL
BUSINESS MEETING MINUTES
May 7, 2013**

The Business Meeting of the Monroe City Council was held on May 7, 2013, in the Council Chambers at City Hall. Mayor Robert Zimmerman called the meeting to order at 7:01 p.m.

Councilpersons present: Goering, Cudaback (after roll call), Williams, Kamp, Davis, Gamble, and Hanford.

Staff present: Brazel, Nelson, Roberts, Quenzer, Sax, Peterson, Gardner, Popelka, and Martinson.

Student Representative Harano was not present.

City Attorney Zach Lell was also present.

The meeting was opened with the Pledge of Allegiance.

It was noted that Councilperson Cudaback would be late.

Mayor Zimmerman noted that the Website would be down starting at 9:00 p.m.

Mayor Zimmerman stated for the record that he is now employed with Aramark, a vendor that has a contract with the City. His salary is not contingent on the contract now or in the future. However, he will recuse himself any time an invoice is presented for payment approval. He also asked that Council authorize the Mayor Pro-tem to assume supervisory responsibilities over the contract with Aramark.

PUBLIC HEARING

Mayor Zimmerman explained that the public hearing portion of Public Hearing #2 will be held tonight; however, the resolution will be brought back next week for adoption.

1. Extension/Marijuana Related Land Use Interim Regulations

Planning and Permit Manager Popelka gave a brief introduction explaining that, as these regulations were adopted as an interim measure, a public hearing must be held prior to extending the regulations for an additional six months. Since the Washington State Liquor Control Board has not developed licensing rules and regulations, it is appropriate at this time to extend the interim regulations.

Mayor Zimmerman opened the public hearing.

No Citizens wished to testify.

The motion was made by Councilperson Kamp and seconded by Councilperson Williams, to close the public testimony portion of the hearing.

City Attorney Lell explained that the only action needed tonight was to hold a public hearing. The ordinance could come back at a later date for adoption.

The motion was on the floor to close the public testimony portion of the public hearing. On vote,

Motion carried 6/0.

The motion was made by Councilperson Goering and seconded by Councilperson Kamp, to close the public hearing. On vote,

Motion carried 6/0.

The ordinance is scheduled to come back for the first reading on May 14, 2013.

2. Surplus Utility and Other Equipment:

A. Citizen Testimony regarding Surplusing Utility Equipment

~~B. Resolution Declaring Utility Fleet Equipment & Other Equipment as Surplus~~

Mayor Zimmerman explained that the resolution would be brought back for adoption May 14, 2013.

Utility & Maintenance Manager Roberts gave a brief overview of the equipment being proposed for surplus.

No citizens wished to testify.

The motion was made by Councilperson Williams and seconded by Councilperson Hanford, to close the public testimony portion of the public hearing. On vote,

Motion carried 6/0.

The motion was made by Councilperson Hanford and seconded by Councilperson Gamble, to close the public hearing. On vote,

Motion carried 6/0.

COMMENTS FROM CITIZENS

Tod Johnson, 20513 113th Dr. SE Snohomish, also represents the Speedway Chevrolet auto dealership, addressed Council regarding the sign ordinance and how it affects the dealership property and others in the area. He asked that Council support the 45 foot limit, explaining the history of the sign and changes that would allow a taller sign.

CONSENT AGENDA

Mayor Zimmerman asked that item #2A (Bills) be pulled from the Consent Agenda.

1. Minutes

A. April 16, 2013 Business Meeting

B. April 23, 2013 Study Session

- 3. Award Bid and Authorize Mayor to Sign Construction Contract/East Fremont Street Utility Replacement Project**
- 4. Award Bid and Authorize Mayor to Sign Contracts for the Powell Street Sidewalk Project**
- 5. Resolution Authorizing Mayor to Sign National Joint Powers Alliance Purchasing Cooperative Agreement**
- 6. Resolution Authorizing Surplus of City Property – Narcotics & Felony Seizure Vehicles**
- 7. Resolution Approving Carriage Place Plat**
- 8. Repeal Ordinance #004/2013 and Adopt New Ordinance/Sanitary Sewer Regulations**
- 9. Authorize Mayor to Sign 2013/2014 Interlocal Agreement for the Snohomish County Regional Drug and Gang Task Force**

The motion was made by Councilperson Goering and seconded by Councilperson Hanford, to approve Consent Agenda Items #1, 3, 4, 5, 6, 7, 8, and 9.

On vote,

Motion carried 5/0.

Mayor Zimmerman and Councilperson Gamble recused themselves from voting on Consent Agenda item #2A, since there were bills from each of their employers; they departed Council Chambers at 7:19 p.m.

ITEM REMOVED FROM CONSENT AGENDA:

2. Accounts Payable & Payroll

A. Bills: Checks #83647 – 83731, in the amount of \$838,990.97.

The motion was made by Councilperson Kamp and seconded by Councilperson Hanford, to approve Consent Agenda item #2A. On vote,

Motion carried 5/0.

Mayor Zimmerman and Councilperson Gamble returned to Council Chambers at 7:20 p.m.

NEW BUSINESS

1. 2015 Comprehensive Plan Update Consultant Selection Process

Planning & Permit Manager Popelka gave a brief introduction, explaining that the City has issued a Request for Proposal (Attachment 1) to solicit and select consultants for the 2015 Comprehensive Plan Update. He explained the phases of the project and expected work program. They are planning to put together a selection committee, on which Council members could participate.

Councilperson Goering stated that he is interested in being on the committee.

FINAL ACTION

1. Ordinance Amending Chapter 18 MMC/Sign Code/Reconsideration

City Attorney Lell explained that this wouldn't be to reconsider the ordinance it would need a new interim ordinance amending the current interim ordinance.

Economic Development Manager Sax gave a brief introduction explaining that the changes to the ordinance became problematic. The purpose is to bring it back to Council to reconsider the sign height change.

Mayor Zimmerman explained that, if he would have been at the meeting the night of the adoption of the lower height, he would have encouraged Council to not make that change. He explained the time and effort put into the ordinance, including a consultant's study.

Planning and Permitting Manager Popelka explained the possible award for the sign code. The sign in question would be limited to facing Highway 522. There is a limit of one 45-foot sign per property.

Councilperson Cudaback entered Council Chambers at 7:36 p.m.

After discussion/questions, the motion was made by Councilperson Hanford and seconded by Councilperson Goering to waive Council rules and add adoption of the ordinance to the agenda. On vote,

Motion carried 7/0.

After further discussion/questions, the motion was made by Councilperson Goering and seconded by Councilperson Hanford, to accept as first reading Ordinance #006/2013, amending interim sign Code #002/2013 *AN ORDINANCE OF THE CITY OF MONROE, WASHINGTON, RELATING TO THE DISPLAY OF SIGNAGE; ADOPTING INTERIM REGULATIONS PURSUANT TO RCW 35A.63.220 AND RCW 36.70A.390; AMENDING CHAPTER 18.80 OF THE MONROE MUNICIPAL CODE, AS ADOPTED BY ORDINANCE NO. 002/2013, WITH RESPECT TO HEIGHT LIMITATIONS ON CERTAIN FREESTANDING LIMITED HIGHWAY SIGNS; PROVIDING FOR SEVERABILITY; AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.* On vote,

Motion carried 6/1.

Councilperson Cudaback was opposed.

2. Appoint Pro and Con Committee Members/ Ballot Measure for Criminal Justice

City Administrator Brazel gave a brief introduction explaining that the City had three applicants for the Pro Committee; however, there were no applications for

the Con Committee.

The motion was made by Councilperson Hanford and seconded by Councilperson Gamble, to appoint Cherie Harris to the Pro Committee, Neil Watkins to the Pro Committee, and Tod Johnson to the Pro Committee. On vote,

Motion carried 7/0.

COUNCILMEMBER AND STAFF REPORTS

Councilperson Cudaback reported that she is doing a cycling race (Living the Dream Ride - 36 miles) on Saturday.

Councilperson Williams reported that he will be absent on May 21st.

Councilperson Gamble reported that he will also be out on May 21st.

Councilperson Hanford reported that he attended Councilperson Kamp's son's wedding, as they knew the bride. Also is looking forward to the cable park and would like an update.

Economic Development Manager Sax gave updates/reports on the cable park, his meeting with the IPZ group, and the County's Comp Plan hearing on May 29th. He suggested sending a resolution of support for expansion to the County before the hearing. This item will be brought to Council next week. He also reported on Coast Equity Partners' purchase of Morning Run (\$135,000 in Real Estate Excise Tax.). There is a lot of good buzz about Monroe. The 522 expansion will be making a big change.

Mayor Zimmerman reported that there will be commentary on Monroe in the Puget Sound Business Journal in June.

Senior Engineer Gardner reported that the Fremont Street improvements will be started in June. He will be applying for a grant for the stormwater system for Lewis, Main, and Hill Streets.

Operations & Maintenance Manager Roberts reported on replacement of the water main on North Street. Changes will be made to front of City Hall in June or early July. They are presenting the Sky Meadow Agreement on June 4th.

Finance Manager Nelson reported on Republic service; they said wouldn't expand their offer of credit on the Spring Clean-up. There were only five complaints about the missed day of garbage. Doubles (and more) were picked up the following week.

Councilperson Cudaback reported that Vince gave a talk on stormwater, which was excellent and entertaining.

Councilperson Williams asked to add Allied Waste options to the agenda.

Councilperson Hanford reported on the Spring Clean-up; he feels that more could be done to ensure that non-residents aren't dumping. There should be paid City staff there in the future.

City Administrator Brazel explained that staff members were overwhelmed by the volume of traffic. There will be changes next year, and they will do a better job.

Chief Quenzer reported that they are in the second week of trial on Jayme Biendl murder case. The officers testifying are doing an excellent job.

Manager Popelka stated that he will be volunteering on Saturday for the Tour de Cure. He also reported that the new staff member, Melissa Sartorius, started two weeks ago and is working out very well.

Councilperson Cudaback asked about an update on the Walmart law suit. City Attorney Lell will address that in Executive Session.

Mayor Zimmerman reported on Relay for Life in Monroe; the goal of \$200,000 is getting closer to being reached. He will have his head shaved if they reach their goal. Monroe Bearcats lost their baseball game this evening and no longer in the running for State. He noted that Student Representative Harano has apologized for missed meetings, due to sports commitments. Tonight is his last game and he will be back. He has spent time telling students about happenings in Monroe.

City Administrator Brazel reported on an invitation from School District for join the committee for their Capital Facilities Plan update. He also reported that he would be out of the office next week.

Mayor Zimmerman also reported on Chamber Night awards program on Thursday at 6:30 p.m. The City is being recognized for the Miracle League Field restrooms. Council is invited.

MAYOR/ADMINISTRATIVE STAFF REPORTS

1. Draft Agenda/May 14, 2013 Council Study Session

City Administrator Brazel presented the draft agenda for May 14, 2013.

He noted the added items: Sign Ordinance Second Reading; and Allied Waste Review.

Mayor Zimmerman explained that there was a need to go into an executive session for the purpose of discussing potential litigation with legal counsel pursuant to RCW 42.30.110 1(i), as stated for the record by City Attorney Lell. The executive session will last approximately 15 minutes, after which Council is not anticipated to take action in open session, except to adjourn the meeting.

MEETING RECESSED INTO EXECUTIVE SESSION:

8:29 p.m.

EXECUTIVE SESSION WAS EXTENDED

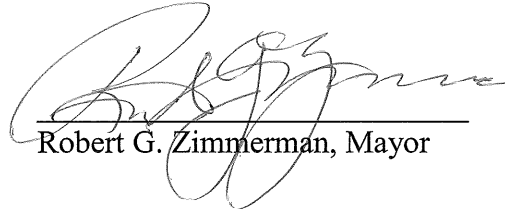
MEETING RECONVENED INTO REGULAR SESSION: 9:01 p.m.

ADJOURNMENT

There being no further business, the motion was made by Councilperson Williams and seconded by Councilperson Hanford, to adjourn the meeting. On vote,

Motion carried 7/0.

MEETING ADJOURNED: 9:02 p.m.


Robert G. Zimmerman, Mayor
Eadye Martinson, Deputy City Clerk